

**Amendment**

Applicant: Gerald Storch, et al.

Serial No.: 09/865,893

Filed: May 25, 2001

Docket No.: T634.112.101

Title: CO-BRANDED INTERNET SERVICE PROVIDER AND RETAILER INTERNET SERVICE SITE  
WITH RETAILER-OFFERED INCENTIVES FOR MEMBER USE**REMARKS**

This Amendment is made in response to the Office Action mailed September 21, 2006, re-opening prosecution after submission of the Appeal Brief filed on June 21, 2006. The September 21, 2006 Office Action rejects claims 1-7, 10-24 and 30-32, with a new grounds of rejection applied to claims 6 and 32.

With this Amendment, claims 6 and 32 are canceled from the application without prejudice, and Applicant reserves the right to pursue canceled claims 6 and 32 in a continuing application, at which time the rejection of those claims will be addressed.

Claims 1-5, 7, 10-24 and 30-31 remain pending in the application and are subject of the Notice of Appeal submitted herewith.

No fees are believed required. However, if fees are required, the Patent Office is hereby authorized to charge Deposit Account No. 50-0471.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application. Any inquiry regarding this Amendment should be directed to Matthew B. McNutt at Telephone No. (612) 767-2510, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,  
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**CERTIFICATE UNDER 37 C.F.R. 1.8:**

The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope address to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 19<sup>th</sup> day of December, 2006.

By: Matthew B. McNutt  
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